

APR 07 2003

**REQUEST****FOR****CONTINUED EXAMINATION (RCE)  
TRANSMITTAL**

Subsection (b) of 35 U.S.C. § 132, effective on May 29, 2000, provides for continued examination of a utility or plant application filed on or after June 8, 1995.

See The American Inventors Protection Act of 1999 (AIPA)

<i>Application Number</i>	09/506,246
<i>Filing Date</i>	February 17, 2000
<i>Confirmation Number</i>	7248
<i>First Named Inventor</i>	Rex T. Gallagher
<i>Group Art Unit</i>	1614
<i>Examiner Name</i>	C. Delacroix Muirhei
<i>Attorney Docket Number</i>	2075.1002-003

This is a Request for Continued Examination (RCE) under 37 C.F.R. § 1.114 of the above-identified application.

**NOTE:** 37 C.F.R. § 1.114 is effective on May 29, 2000. If the above-identified application was filed prior to May 29, 2000, applicant may wish to consider filing a continued prosecution application (CPA) under 37 C.F.R. § 1.53(d) (PTO/SB/29) instead of a RCE to be eligible for the patent term adjustment provisions of the AIPA. See Changes to Application Examination and Provisional Application Practice, Final Rule, 65 Red. Reg. 50092 (Aug. 16, 2000); Interim Rule, 65 Fed. Reg. 14865 (Mar. 20, 2000), 1233 Off. Gaz. Pat. Office 47 (Apr. 11, 2000), which established RCE practice.

**1. Submission required under 37 C.F.R. § 1.114**

- a.  Previously submitted
  - i.  Consider the amendment(s)/reply under 37 C.F.R. § 1.116 previously filed on [ ]. (Any unentered amendment(s) referred to above will be entered).
  - ii.  Consider the arguments in the Appeal Brief or Reply Brief previously filed on [ ].
  - iii.  Other -- [ ].
- b.  Enclosed
  - i.  Amendment
  - ii.  Amendment Fee Transmittal with copy
  - iii.  Information Disclosure Statement (IDS)
  - iv.  Petition for Extension of Time - four month(s) with copy
  - v.  Other -- Marked-Up Version of Amendments (p. i).

**2. Miscellaneous**

- a.  Suspension of action on the above-identified application is requested under 37 C.F.R. § 1.103(c) for a period of [ ] months. (Period of suspension shall not exceed 3 months; Fee under 37 C.F.R. § 1.17(i) required)

- b.  Other -- [ ].

**3. Fees** The RCE fee under 37 CFR §1.17(e) is required by 37 CFR §1.114 when the RCE is filed.

- a.  A check is enclosed for the following fees in the total amount of \$1,100.00  
OR

Authorization is granted to charge the following fees in the total amount of \$[ ] to Deposit Account No. 08-0380. A copy of this document is enclosed for accounting purposes

- i.  RCE fee required under 37 C.F.R. § 1.17(e)
- ii.  Extension of time fee (37 C.F.R. §§ 1.136 and 1.17) 04/08/2003 CV0111 00000008 09506246
- iii.  Amendment Fee 01 FC:2801 375.00 OP
- iv.  Other -- [ ].

- b.  Authorization is hereby granted to charge any deficiency in fees or credit any overpayments to Deposit Account No. 08-0380. A copy of this document is enclosed for accounting purposes.

**SIGNATURE OF APPLICANT, ATTORNEY OR AGENT REQUIRED**

Name (Print/Type)	Anne J. Collins	Registration No. (Attorney/Agent)	40,564
Signature	<i>Anne J. Collins</i>	Date	<i>April 1, 2003</i>

**CERTIFICATE OF MAILING OR TRANSMISSION**

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Assistant Commissioner for Patents, Box RCE, P.O. Box 2327, Arlington, VA 22202, or facsimile transmitted to the U.S. Patent and Trademark Office on the date shown below:

Name (Print/Type)	Jenine Crump		
Signature	<i>Jenine Crump</i>	Date	<i>April 1, 2003</i>



## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants:

Rex T. Gallagher and Garner T. Haupert, Jr.

Application No.:

09/506,246

Group: 1614

Filed:

February 17, 2000

Examiner: C. Delacroix Muirhead

Confirmation No.:

7248

For: Process for Large-Scale Isolation and Purification of Hypothalamic Inhibitory Factor

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U.S. Patent and Trademark Office  
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CERTIFICATE OF MAILING		
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on <u>4.1.03</u>	<u>Jenine Crump</u>	Signature
Jenine Crump		
Typed or printed name of person signing certificate		

Assistant Commissioner for Patents  
BOX RCE  
P.O. Box 2327  
Arlington, VA 22202

Sir:

Transmitted herewith is Amendment for filing in the above-identified application.

- Small entity status of this application under 37 C.F.R. 1.9 and 1.27 has been established by a Small Entity Statement previously submitted.
- A Small Entity Statement to establish small entity status under 37 C.F.R. 1.9 and 1.27 is enclosed.

The fee has been calculated as shown below:

(COL. 1)	(COL. 2)	(COL. 3)	SMALL ENTITY	OTHER THAN SMALL ENTITY
CLAIMS REMAINING AFTER AMENDMENT	HIGHEST NO. PREVIOUSLY PAID FOR	PRESENT EXTRA	RATE	ADDT. FEE
TOTAL 40	MINUS *	40	X \$ 9	\$
<b>FIRST PRESENTATION OF MULTIPLE DEP. CLAIM</b>				
INDEP 7	MINUS **	7	X \$42	\$
			+ \$140	\$
OR				
			X \$18	\$
			X \$84	\$
			+ \$280	\$

\* not fewer than 20

\*\* not fewer than 3

TOTAL = \$ 0TOTAL = \$ 0

09/506,246

-2-

Please charge Deposit Account No. 08-0380 for the following fees:

[ ]	Petition for [      ] month Extension of Time	\$ _____
[ ]	Amendment Fee	\$ _____
[ ]	Other Fees: _____ _____	\$ _____ \$ _____
		TOTAL: \$ <u>      0      </u>

A check is enclosed in payment of the following fees:

[X]	Petition for four month Extension of Time	\$ <u>    725    </u>
[ ]	Amendment Fee	\$ _____
[X]	Other Fees: Request for Continued Examination (RCE)	\$ <u>    375    </u>
		\$ _____
		TOTAL: \$ <u>    1100    </u>

[X] A general authorization is hereby granted to charge Deposit Account No. 08-0380 for any fees required under 37 C.F.R. 1.16 and 1.17 in order to maintain pendency of this application. A copy of this authorization is enclosed for accounting purposes.

Respectfully submitted,

HAMILTON, BROOK, SMITH & REYNOLDS, P.C.

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Anne J. Collins  
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Dated: April 1, 2003